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MAR 29 2004

**REQUEST FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

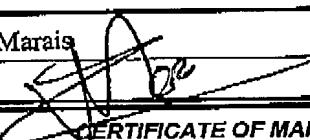
Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. 1450  
Alexandria, VA 22313-1450

<i>Application No.</i>	09/422,046
<i>Filing Date</i>	October 20, 1999
<i>First Named Inventor</i>	Stephen J. Brown
<i>Art Unit</i>	3626
<i>Examiner Name</i>	Kalinowski, Alexander G.
<i>Attorney Docket Number</i>	6858P018X4

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. § 1.114** [Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).]
- a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_ (Any unentered amendment(s) referred to above will be entered).
- ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii.  Other \_\_\_\_\_
- b.  Enclosed
- i.  Amendment/Reply
- ii.  Affidavit(s)/Declaration(s)
- iii.  Information Disclosure Statement (IDS)
- iv.  Other EIDS submitted 3/29/04
2. **Miscellaneous**
- a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of 3 months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
- b.  Other \_\_\_\_\_
3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666.
- i.  RCE fee required under 37 C.F.R. § 1.17(e) and any additional claims fee(s)
- ii.  Extension of time fee (37 C.F.R. § 1.136 and 1.17)
- iii.  Other: Suspension of Time (\$130.00)
- b.  Check in the amount of \$900.00 enclosed
- c.  Payment by credit card (Form PTO-2038 enclosed)
- WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	André L. Marais	Registration No. (Attorney/Agent)	48,095
Signature		Date	03/29/04

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.

March 29, 2004

Name (Print/Type)	Dawn Shaw	Date	March 29, 2004
Signature			

Based on PTO/SB/30 (08-03) as modified by Berkley, Solchoff, Taylor & Zafman (wtr) 02/10/2004.  
SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

# FEE TRANSMITTAL for FY 2004

*Effective 10/01/2004. Patent fees are subject to annual revision.*

Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT	(\$)	900.00
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#### Complete if Known

Application Number	09/422,046
Filing Date	October 20, 1999
First Named Inventor	Stephen J. Brown
Examiner Name	Kalinowski, Alexander G.
Art Unit	3626
Attorney Docket No.	6858P018X4

#### METHOD OF PAYMENT (check all that apply)

Check     Credit card     Money Order     Other     None  
 Deposit Account

Deposit Account Number 02-2666

Deposit Account Name Blakely, Sokoloff, Taylor & Zafman LLP

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below     Credit any overpayments  
 Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

#### FEE CALCULATION

##### 1. BASIC FILING FEE

Large Entity	Small Entity			Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1001	770	2001	385	Utility filing fee
1002	340	2002	170	Design filing fee
1003	530	2003	285	Plant filing fee
1004	770	2004	385	Reissue filing fee
1005	160	2005	80	Provisional filing fee
<b>SUBTOTAL (1)</b>				(\$)

##### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	20* = <span style="border: 1px solid black; padding: 2px;">0</span>	x <span style="border: 1px solid black; padding: 2px;">18.00</span>	= <span style="border: 1px solid black; padding: 2px;">\$0.00</span>
Multiple Dependent	3* = <span style="border: 1px solid black; padding: 2px;">0</span>	x <span style="border: 1px solid black; padding: 2px;">86.00</span>	= <span style="border: 1px solid black; padding: 2px;">\$0.00</span>

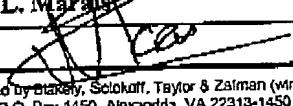
Large Entity	Small Entity			Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	88	2201	43	Independent claims in excess of 3
1203	260	2203	145	Multiple Dependent claim, if not paid
1204	88	2204	43	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2)</b>				(\$)

\*or number previously paid, if greater. For Reissues, see below

#### 3. ADDITIONAL FEES

Large Entity	Small Entity			Fee Description		Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description		
1051	130	2051	65	Surcharge - late filing fee or cash		
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		
2053	130	2063	130	Non-English specification		
1812	2,520	1812	2,520	For filing a request for ex parte reexamination		
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		
1251	110	2251	55	Extension for reply within first month		
1252	420	2252	210	Extension for reply within second month		
1253	950	2253	475	Extension for reply within third month		
1254	1,480	2254	740	Extension for reply within fourth month		
1255	1,210	2255	605	Extension for reply within fifth month		
1404	330	2401	165	Notice of Appeal		
1402	330	2402	165	Filing a brief in support of an appeal		
1403	290	2403	145	Request for oral hearing		
1451	1,510	2451	1,510	Petition to institute a public use proceeding		
1452	110	2452	55	Petition to revive - unavoidable		
1453	1,330	2453	665	Petition to revive - unintentional		
1501	1,330	2501	665	Utility issue fee (or release)		
1502	480	2502	240	Design issue fee		
1503	840	2503	320	Plant issue fee		
1460	130	2460	130	Petitions to the Commissioner		
1807	50	1807	50	Processing fee under 37 CFR 1.17(d)		
1806	180	1806	180	Submission of Information Disclosure Stmt		
8021	40	8021	40	Recording each patent assignment per property (linea number of properties)		
1809	770	1809	385	Filing a submission after final rejection (37 CFR § 1.129(e))		
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))		
1801	770	2801	385	Request for Continued Examination (RCE)		770.00
1802	600	1802	900	Request for expedited examination of a design application		
Other fee (specify)				Suspension of Time		130.00
Reduced by Basic Filing Fee Paid					<b>SUBTOTAL (3)</b>	(\$)
					900.00	

Complete (if applicable)

SUBMITTED BY		Registration No. (Attorney/Agent)	48,095	Telephone	(408) 947-8200
Name (Print/Type)	André L. Marais			Date	03/29/04
Signature					

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (ver) 02/10/2004.  
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Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

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- Credit any overpayments
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- Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
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## 3. ADDITIONAL FEES

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1802	900	1802	900 Request for expedited examination of a design application
Other fee (specify)		Suspension of Time	130.00
SUBTOTAL (2)		(S) 0.00	
Reduced by Basic Filing Fee Paid		SUBTOTAL (3)	(S) 900.00

\*\* or number previously paid, if greater. For Reissues, see below

## Complete (if applicable)

## SUBMITTED BY

Name (Print/Type) **André L. Marais**Registration No.  
(Attorney/Agent)**48,095**

Telephone

**(408) 947-8200**Signature 

Date

**03/27/04**Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 02/10/2004.  
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